

that any Tug-N-Turns in use are still capable of turning.

22. J.B.I. shall not contest a United States government subpoena for J.B.I. representatives to testify at a trial related to the Tug-N-Turn in any court in the United States. The government will provide fees and allowances to any subpoenaed witness in accordance with 28 U.S.C. 1821.

23. Upon provisional acceptance of this Settlement Agreement and Order by the Commission, the Commission shall place this Agreement and Order on the public record and publish it in the Federal Register in accordance with the procedures set forth in 16 CFR 1118.20(e)-(h). If the Commission does not to accept the Settlement Agreement and Order within 15 days of such publication, the Agreement and Order shall be deemed finally accepted and the Final Order shall issue on the 16th day.

24. Upon final acceptance of this Settlement Agreement and Order, the Commission shall issue the attached Order.

25. A violation of the Order shall subject the parties to appropriate legal action.

J.B.I. Inc.

Jay Buchbinder,

*President, J.B.I., Inc.*

The Consumer Product Safety Commission

Eric A. Rubel,

*General Counsel.*

David Schmeltzer,

*Associate Executive Director, Office of Compliance and Enforcement.*

Eric L. Stone,

*Acting Director, Division of Administrative Litigation, Office of Compliance and Enforcement.*

Dated: February 1, 1995.

Ronald G. Yelenik,

*Trial Attorney, Division of Administrative Litigation, Office of Compliance and Enforcement.*

Dated: February 1, 1995.

Jayne Rizzolo Epstein,

*Attorney, Office of General Counsel.*

## Order

Upon consideration of the Settlement Agreement between the staff and Respondent, and it appearing the Settlement Agreement is in the public interest, it is

*Ordered*, that the Settlement Agreement be and hereby is accepted, as indicated below; and it is

*Further ordered*, that Respondent upon final acceptance of the Settlement Agreement, shall pay to the U.S. Treasury a civil penalty in the amount of two hundred twenty five thousand

dollars (\$225,000), within twenty (20) days after service of this Final Order.

Provisionally accepted and Provisional Order issued on the 8th day of November, 1995.

By Order of the Commission.

Sadye E. Dunn,

*Secretary, Consumer Product Safety Commission.*

[FR Doc. 95-28347 Filed 11-15-95; 8:45 am]

BILLING CODE 6355-01-M

## DEPARTMENT OF DEFENSE

### Department of the Navy

#### **Notice of Intent To Prepare an Environmental Impact Statement for Construction and Operational Changes Associated With Realignment of F/A-18 Aircraft to Naval Air Station Oceana, Virginia Beach, VA From Naval Air Station, Cecil Field, FL**

Pursuant to Section 102(2)(c) of the National Environmental Policy Act (NEPA) of 1969, as implemented by the Council on Environmental Quality regulations (40 CFR Parts 1500-1508), the Department of the Navy announces its intent to prepare an Environmental Impact Statement (EIS) to evaluate the potential environmental consequences of the realignment of F/A-18 aircraft and their associated personnel to Naval Air Station (NAS) Oceana, located in Virginia Beach, Virginia. This action is being conducted in accordance with the Defense Base Closure and Realignment Act of 1990 (Pub. L. 101-510), as implemented during 1995.

In accordance with congressional direction implementing the 1995 recommendations of the Defense Base Closure and Realignment Commission (BRAC 95), the Navy will close NAS Cecil Field, Florida, and realign F/A-18 aircraft, personnel, and ancillary activities associated with the existing F/A-18 aircraft, personnel, and ancillary activities associated with the existing F/A-18 missions. F/A-18 assets from NAS Cecil Field will be distributed to support the Navy's operational mission by use of existing infrastructure and capacity, elimination of substantial new construction, and maintenance of operational flexibility for deployment. For BRAC 95, two F/A-18 reserve squadrons are proposed to be sent to NAS Atlanta for integration with Naval Reserve Forces and two operational squadrons are proposed to be sent to MCAS Beaufort to establish joint operations capability with existing Marine Corps F/A-18 assets. These two moves will be addressed in separate NEPA documentation. The remainder of

F/A-18 assets (up to ten squadrons) are proposed to be sent to NAS Oceana and is the subject of this EIS. The move to NAS Oceana includes approximately 175 aircraft, 3,600 military personnel, and 200 civilians. In order to accommodate this realignment, approximately 200,000 square feet of new/existing facilities will be constructed or modified. In addition, the realignment will result in a greater level of aircraft operations at NAS Oceana, at Naval Auxiliary Landing Field (NALF) Fentress, located in Chesapeake, Virginia, and within various aircraft training ranges and warning areas in and adjacent to Virginia and eastern North Carolina, including Dare County, BT-9 (Brant Island Shoal), and BT-11 (Piney Island).

The Navy intends to analyze the potential impacts of the realignment on the natural environment, including but not limited to air quality, plant and animal habitats, and water resources, such as streams and wetlands. It will also evaluate potential effects to the built environment, including land use patterns, cultural resources, transportation, housing, community services, and the regional economy. Further, the Navy will be preparing analyses of the projected operations of the incoming F/A-18 aircraft on the existing airspace range structure in Virginia and eastern North Carolina, and on aircraft noise exposure levels in and around NAS Oceana and NALF, Fentress, and training areas in Virginia and North Carolina.

In accordance with the Clean Air Act, as amended in 1990 (42 U.S.C. 7401-7661q), as implemented by the Environmental Protection Agency Regulations on Determining Conformity of General Federal Actions to Federal or State Implementation Plans (40 CFR Parts 6, 53, and 93), the Navy will conduct a conformity review, assessing whether total direct and indirect air emissions associated with the realignment are consistent or in compliance with all relevant requirements and milestones contained in the relevant State Implementation Plan (SIP). All required public comment periods, hearings and notices associated with the conformity review will be conducted concurrently with those associated with the EIS.

The Navy will initiate a scoping process for the purpose of determining the scope of significant issues to be addressed in the EIS related to the proposed action. The Navy will hold five public scoping meetings on the following dates: December 5, 1995 beginning at 7 p.m. at the Carteret County Courthouse, Courthouse Square,

U.S. Route 70, Beaufort, North Carolina 28516; December 6, 1995 beginning at 7 p.m. at the Pamlico County Courthouse, NC Highway 55 (near NC Highway 304), Bayboro, North Carolina 28515; December 7, 1995 beginning at 7 p.m. at the North Carolina Aquarium and Marine Resources Center, Main Auditorium, Airport Road (adjacent to the Dare County Airport), Manteo, North Carolina 27954; December 12, 1995 beginning at 7 p.m. at the Seatack Elementary School, Main Auditorium, 411 Birdneck Circle, Virginia Beach, Virginia 23454; and December 13, 1995 beginning at 7 p.m. at the Butts Road Intermediate School Gymnasium, 1571 Mount Pleasant Road, Chesapeake, Virginia 23322.

Following a presentation on the EIS process and the Navy's proposed action, Navy representatives will be available at these meetings to receive comments from agencies and the public regarding issues of concern. It is important that federal, state, and local agencies and interested persons take this opportunity to identify environmental concerns that should be addressed in the EIS. In order to ensure adequate time for those wishing to make public comments, speakers will be limited to five minutes.

Agencies and the public are also invited and encouraged to provide written comments in addition to, or in lieu of, oral comments at the scoping meeting. To be most helpful, scoping comments should clearly describe the specific issues or topics that the commenter believes the EIS should address. Please mail written comments no later than January 5, 1996 to: Commander, Atlantic Division, Naval Facilities Engineering Command, 1510 Gilbert Street, Norfolk, Virginia 23511, Attn: Code 2032DC (Mr. Dan Cecchini), telephone (804) 322-4891, fax (804) 322-4894.

Dated: November 13, 1995.

M.A. Waters,  
LCDR, JAGC, USN, *Federal Register Liaison Officer.*

[FR Doc. 95-28299 Filed 11-15-95; 8:45 am]

BILLING CODE 3810-77-M

## DEPARTMENT OF EDUCATION

### National Educational Research Policy and Priorities Board; Meeting

**AGENCY:** National Educational Research Policy and Priorities Board; Education.

**ACTION:** Notice of closed meeting by teleconference.

**SUMMARY:** This notice sets forth the schedule and proposed agenda of a forthcoming meeting of the Executive

Committee of the National Educational Research Policy and Priorities Board. Notice of this meeting is required under Section 10(a)(2) of the Federal Advisory Committee Act. This document is intended to notify the general public of the meeting.

**DATE:** November 21, 1995.

**TIMES:** 11 a.m. to noon.

**LOCATION:** Room 604e, 555 New Jersey Ave., NW., Washington, DC.

**FOR FURTHER INFORMATION CONTACT:** John Christensen, Designated Federal Official, Office of Educational Research and Improvement, 555 New Jersey Ave., NW., Washington, DC 20208-7579. Telephone: (202) 219-2065. Internet: john-christensen@ed.gov.

**SUPPLEMENTARY INFORMATION:** The National Educational Research Policy and Priorities Board is authorized by Section 921 of the Educational Research, Development, Dissemination, and Improvement Act of 1994. The Board works collaboratively with the Assistant Secretary for the Office of Educational Research and Improvement to forge a national consensus with respect to a long-term agenda for educational research, development, and dissemination, and to provide advice and assistance to the Assistant Secretary in administering the duties of the Office.

The meeting of the Executive Committee is closed to the public under the authority of Section 10(d) of the Federal Advisory Committee Act (Pub. L. 92-463; 5 U.S.C. Appendix 2) and under exemption (6) of Section 552b(c) of the Government in the Sunshine Act (Pub. L. 94-409; 5 U.S.C. 552b(c)(6)). The committee will discuss candidates for the position of executive director and touch upon matters that would disclose information of a personal nature where disclosure would constitute a clearly unwarranted invasion of personal privacy if conducted in open session. The meeting will be closed under the authority of Section 10(d) of the Federal Advisory Committee Act (Pub. L. 92-463; 5 U.S.C. Appendix 2) and under exemptions (2) and (6) of Section 552b(c) of the Government in the Sunshine Act Pub. L. 94-409; 5 U.S.C. 552b(c). The Executive Committee will consider matters that relate solely to the internal rules and practices of the Board and personal qualifications and experience of potential candidates for the position of executive director, matters that would disclose information of a personal nature where disclosure would constitute a clearly unwarranted invasion of personal privacy if conducted in open session.

A summary of the activities at the closed session and related matters which are informative to the public consistent with the policy of Title 5 U.S.C. 552b(c) will be available to the public within 14 days of the meeting.

The public is being given less than the required 15 days' notice because of the difficulty in accommodating the schedules of all members of the Executive Committee, which must complete its recommendations prior to the next full Board meeting on November 30.

Records are kept of all Board proceedings, and are available for public inspection at the office of the National Educational Research Policy and Priorities Board, 555 New Jersey Ave., NW., Washington, DC 20208-7564.

Dated: November 9, 1995.

Sharon P. Robinson,

*Assistant Secretary.*

[FR Doc. 95-28252 Filed 11-15-95; 8:45 am]

BILLING CODE 4000-01-M

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

[FERC Docket No. CP95-35-000 and PRPB Docket No. 94-62-1219-JPM]

### EcoEléctrica, L.P., Notice of Availability of the Draft Environmental Impact Statement/Preliminary Environmental Impact Statement for the Proposed EcoEléctrica LNG Import Terminal and Cogeneration Project in Guayanilla, Puerto Rico

November 9, 1995.

The staff of the Federal Energy Regulatory Commission (FERC) and the Puerto Rico Planning Board (PRPB) have prepared this joint draft environmental impact statement/preliminary environmental impact statement (DEIS/PEIS) on the natural gas facilities proposed by EcoEléctrica, L.P. (EcoEléctrica) in the above dockets.

The joint EIS was prepared to satisfy the requirements of the National Environmental Policy Act and Puerto Rico's law requiring an EIS under the Puerto Rico Environmental Quality Board Regulations (Article 4[c] of law No. 9). The FERC and PRPB believe, subject to public comment, that approval of the proposed project, with appropriate mitigation measures including receipt of necessary permits and approvals, would have limited adverse environmental impact. The joint EIS evaluates alternatives to the proposal.